

08 SEP 2006



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

FITCH EVEN TABIN AND FLANNERY
120 SOUTH LA SALLE STREET
SUITE 1600
CHICAGO, IL 60603-3406

In re Application of :
SONGER, Matthew N., et al. :
Application No.: 10/553,940 : DECISION
PCT No.: PCT/US04/03205 :
Int. Filing Date: 05 February 2004 : ON PETITION UNDER
Priority Date: 05 February 2003 :
Docket No.: 82271 : 37 CFR 1.137(b)
For: BONE PLATE SYSTEM :
:

Applicants' "Petition Under 37 C.F.R. §1.137(b) to Revive an Unintentionally Abandoned Application," filed in the above-captioned application on 21 October 2005 is **GRANTED**.

Applicants indicate that the entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional, as required by 37 CFR 1.137(b)(3). The appropriate national fee and petition fee have been submitted. A terminal disclaimer is not required as the application was filed on or after 08 June 1995. Accordingly, all requirements under 37 CFR 1.137(b) have been satisfied.

A signed oath or declaration has not yet been submitted. The fee for late filing of the search fee, examination fee or oath or declaration will be charged to deposit account no. 06-1135, as authorized.

This application is being forwarded to the National Stage Processing Branch of the Office of PCT Operations for continued processing in accordance with this decision, including the mailing of a Notification of Missing Requirements (Form PCT/DO/EO/905) indicating that an oath or declaration in compliance with 37 CFR 1.497(a)-(b) is required.

Erin P. Thomson

Erin P. Thomson
Attorney Advisor
PCT Legal Administration

Telephone: 571-272-3292
Facsimile: 571-273-0459

09/08/2006 SBASHEIR 0000005 061135 10553940
01 FC:2617 65.00 DA